

## **PUBLIC NOTICE OF INTENT TO PROPOSE OR PROMULGATE NEW OR CHANGED AGENCY RULES**

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

### **IDAPA 02 - DEPARTMENT OF AGRICULTURE P.O. Box 790, Boise, Idaho 83701-0790**

Docket No. **02-0403-0002**, Rules Governing Animal Industry. Deletes Section 050 which is being replaced by a new chapter IDAPA 02.04.17. Comment By: 7/25/01.

Docket No. **02-0417-0101**, Rules Governing Dead Animal Movement and Disposal. Provides authority to regulate dead animal movement and disposal; prohibits the abandonment of dead animals and requires them to be disposed of within 72 hours after knowledge of the animal's death; lists accepted methods of disposal; provides authority to determine the method of disposal in emergency situations; and provides for extenuating circumstances. Comment By: 7/25/01.

### **IDAPA 07 - DIVISION OF BUILDING SAFETY 277 N. 6th, Boise, ID 83720**

Docket No. **07-0205-0101**, Rules Governing Plumbing Safety Licensing. Requires an applicant for the journeyman exam to pass the exam within a 6 month period or applicant must obtain additional education. Comment By: 7/25/01.

Docket No. **07-0206-0101**, Rules Governing Uniform Plumbing Code. Replaces 1997 version of the Uniform Plumbing Code, as amended, with the new 2000 version, as amended. Comment By: 7/25/01.

Docket No. **07-0601-0101**, Rules Governing Uniform School Building Safety. Prescribes the Idaho Uniform School Building Safety Code and provides for enforcement and administration of the Idaho Uniform School Building Safety Act by the Administrator of the Division of Building Safety. Comment By: 7/25/01.

### **IDAPA 11 - IDAHO STATE POLICE P.O. Box 700, Meridian, ID 83680-0700**

Docket No. 11-1101-0101, Rules of the Idaho Peace Officer Training and Safety Council. Defines "crime of deceit" and "conviction"; includes language to encompass the training and certification of Juvenile Detention Officers; clarifies that the minimum standards for employment apply to detention officers as well as peace officers; sets out which misdemeanor crimes can be waived by POST Council; clarifies which military discharges are grounds for applicant's rejection; clarifies reference to traffic records and how purchased college credits can be used toward certification; sets out background investigation procedures; updates the physical and medical standards; and allows canine certificates to remain valid for 15 months rather than 1 year. Comment By: 7/25/01.

### **IDAPA 15 - OFFICE OF THE GOVERNOR IDAHO COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED PO Box 83720, Boise, ID 83720-0012**

Docket No. **15-0230-0101**, Business Enterprise Program. Updates program by clarifying the definitions and rights and responsibilities of the Program and its participants. Comment By: 7/25/01.

### **IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE PO Box 83720, Boise, ID 83720-0036**

Docket No. **16-0309-0104**, Rules Governing the Medical Assistance Program. Clarifies that blood lead level testing is to be part of the Early Periodic Screening, Diagnosis, and Treatment (EPSDT) screen in conformance with federal law and regulations. Comment By: 7/25/01.

Docket No. **16-0614-0101**, Rules Governing the Low Income Home Energy Assistance Program. Removes language allowing a second payment for crisis intervention; income eligibility requirements and OMB Poverty guidelines will be amended from 133% to 150% of poverty; changes IRA lump sum payments to IRA and other retirement plan lump sum payments; adds additional lump sum exclusions; clarifies reference to resident status and eligibility; clarifies documentation needed when a designee signs an application; and dates the minimum benefit and percentages to year 2001 amounts. Comment By: 7/25/01.

### **IDAPA 31 - PUBLIC UTILITIES COMMISSION PO Box 83720, Boise, ID 83720-0074**

Docket No. **31-4101-0101**, The Telephone Customer Relations Rules. Adopts the FCC slamming rules which prohibit a telecommunications carrier from submitting or executing an unauthorized change in a telephone customer's selection of a provider for local or long-distance telephone service. Comment By: 7/25/01.

Docket No. **31-5101-0101**, Operator Services and Pay Telephone Rules. Changes conform to federal laws and regulations of the FCC and ADA requirements and non-substantive changes clarify the rules. Comment By: 7/25/01.

**IDAPA 34 - OFFICE OF THE SECRETARY OF STATE  
PO Box 83720, Boise, ID 83720-0080**

Docket No. **34-0506-0101**, Rules Governing Lien Filings Under the UCC. Implements the filing procedures mandated by the enactment of the Revised Article Nine of the Uniform Commercial Code-Secured Transactions; lists reasons for which lien filings can be rejected; describes the search logic used for searching the Lien database; and gives cross-references to lien filings under other laws dealing with seed, farm labor, federal taxes and various state and county liens. Comment By: 7/25/01.

**IDAPA 38 - DEPARTMENT OF ADMINISTRATION  
PO Box 83720, Boise, ID 83720-0003**

Docket No. **38-0501-0101**, Rules of the Division of Purchasing. Repeal of chapter. Comment By: 7/25/01.

Docket No. **38-0501-0102**, Rules of the Division of Purchasing. Rewrite of chapter implements statutory changes to purchasing statutes effective July 1, 2001. Comment By: 7/25/01.

**IDAPA 39 - IDAHO TRANSPORTATION DEPARTMENT  
P O Box 7129, Boise ID 83707-1129**

Docket No. **39-0381-0101**, Rules Governing Issuance of Temporary Permits in Lieu of Full Registration. Changes conform to statutory changes which modify the duration and fees charged for temporary permits and provides a new type of permit to authorize temporary operation of vehicles in excess of their registered maximum gross weight. Comment By: 7/25/01.

**IDAPA 48 - DEPARTMENT OF COMMERCE  
PO Box 83720, Boise, ID 83720-0093**

Docket No. **48-0104-0101**, Idaho Gem Community Implementation Grant Program. Establishes requirements for the newly appropriated \$400,000 for a Gem Community Implementation Grant Program and provides qualified Gem Communities with program priorities and a process for applying and implementing these grants. Comment By: 7/25/01.

Docket No. **48-0105-0101**, Rural Community Block Grant (RCBG). Establishes requirements for the newly appropriated \$3 million for a Rural Community Block Grant Program and provides qualified rural communities with program priorities and a process for applying and implementing these grants. Comment By: 7/25/01.

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY  
1410 N. Hilton, Boise, Idaho 83706-1255**

Docket No. **58-0101-0103**, Rules for the Control of Air Pollution in Idaho. Clarifies that all owners or operators of hospital/medical/ infectious waste incinerators subject to Rule Section 861 must comply with the provisions of Section 39-128, Idaho Code; and updates citations to the federal regulations incorporated by reference to July 1, 2001. Comment By: 8/10/01.

Docket No. **58-0106-0101**, Solid Waste Management Rules. Rewrite of chapter provides statewide consistency for non-municipal solid waste management, ensures proper management of non-municipal solid waste, and provides specific siting and operational requirements; provides an application submittal process for owners and operators and provides DEQ with an application review and approval process. Comment By: 8/3/01.

Docket No. **58-0106-0101**, Solid Waste Management Rules. Repeal of chapter. Comment By: 8/3/01.

Docket No. **58-0108-0101**, Idaho Rules for Public Drinking Water Systems. Incorporates by reference citations to 1996 Public Notification Rule, 40 CFR Part 141, Subpart Q; and makes corrections and clarifies that the non-community system referred to is a transient noncommunity system. Comment By 7/25/01.

**PUBLIC HEARINGS** – Public Hearings Have Been Scheduled For The Following Dockets:

**Department of Agriculture**

Docket No. **02-0403-0002**, Rules Governing Animal Industry.

Docket No. **02-0417-0101**, Rules Governing Dead Animal Movement and Disposal.

**Idaho Commission for the Blind**

Docket No. **15-0230-0101**, Business Enterprise Program.

**Department of Environmental Quality**

Docket No. **58-0101-0103**, Rules for the Control of Air Pollution in Idaho – Comment By: 8/10/01.

Docket No. **58-0106-0101 and 58-0106-0102**, Solid Waste Management Rules - Comment By: 8/3/01.

**PUBLIC COMMENT PERIOD** - The Public Comment Period For The Following Docket Has Been Extended:

**Department of Lands**

Docket No. **20-0314-0101**, Grazing Leases and Cropland Leases - Comment deadline: 7/16/01.

Please refer to the Idaho Administrative Bulletin, **July 4, 2001, Volume 01-7** for notices and text of all rulemakings, public hearing schedules, Governor's executive orders, and agency contact names.

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